

on that ground. I construe this as a motion to alter or amend the judgment under Federal Rule of Civil Procedure 59(e).

I will grant the motion and give petitioner 30 days from the date of this order to file an amended petition. If petitioner fails to file an amended petition within this time period, I will again dismiss the case for failure to prosecute. Along with a copy of this order, I will have the clerk of the court again include a copy of the clerk's office form for filing a pro se § 2254 petition.

THEREFORE, IT IS ORDERED that petitioner's motion for reconsideration (Docket #17) is **GRANTED**.

IT IS FURTHER ORDERED that the judgment entered on May 10, 2013 is **VACATED** and that this case is **REOPENED**.

IT IS FURTHER ORDERED that petitioner has until **July 28, 2013** to file an amended petition under 28 U.S.C. § 2254. If petitioner does not file an amended petition by this date, I will dismiss the case.

Dated at Milwaukee, Wisconsin, this 27th day of June 2013.

s/ Lynn Adelman

LYNN ADELMAN
District Judge